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27 *Attorneys for Plaintiffs, on behalf of themselves and others similarly situated*

28 IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

24 ANDREA RESNICK, GARY BUNKER, JOHN  
25 HALEY, AMY LATHAM, ERIC ROLANSKY,  
26 AND KEVIN SIMPSON, on behalf of  
27 themselves and others similarly situated,  
28 Plaintiffs,

v.

WALMART.COM USA LLC, WAL-MART  
STORES, INC. AND NETFLIX, INC.,  
Defendants.

No. 3:09-cv-00002-MEJ

**DECLINATION TO PROCEED BEFORE  
A MAGISTRATE JUDGE MARIA-  
ELENA JAMES AND REQUEST FOR  
REASSIGNMENT TO A UNITED  
STATES DISTRICT JUDGE**

1  
2 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

3 The undersigned party in the above-captioned civil matter hereby declines to consent to the  
4 assignment of this case to a United States Magistrate Judge for trial and disposition and hereby  
5 requests the reassignment of this case to a United States District Judge.

6  
7 Dated: January 7, 2009

/s/ Paul Alexander

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22 Counsel for Plaintiffs  
23 (Name of party or indicate "pro se")  
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